

**REMARKS/ARGUMENTS**

Claims 1-7 are pending. Claims 1 has been amended. No new matter has been introduced. Applicants believe the claims comply with 35 U.S.C. § 112.

Claims 1-7 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Richton (U.S. Patent No. 6,650,902) in view of Elsey et al. (U.S. Patent Publication No. 2004/0259535). The Examiner recognizes that Richton does not disclose timing of transmission of the travel data depends on the time information programmed in advance, and cites Elsey et al. for allegedly providing the missing disclosure.

Applicants respectfully submit that independent claim 1 as amended is patentable over Richton and Elsey et al. because, for instance, they do not teach or suggest a travel server that produces travel data including destination information of travel, wherein the timing of transmission of the travel data depends on both of location information of the portable terminal and the time information programmed in advance.

Richton is merely directed to a wireless telecommunications system that uses location information of a wireless mobile unit to initiate sending of location-specific information to travelers. A location-based server 221 includes a location-based service database 302, location determining server 303, input device 304, and location based preferences server 305. The location based preferences server 305 matches a user's stored preferences to stored location based preferences. See Abstract and column 3, lines 8-24 and 46-47.

The claimed invention is directed to an information transmitting system for assistance of travel, in which a travel server transmits travel data to a portable terminal, wherein the timing of transmission of the travel data depends on location information of the portable terminal and time information programmed in advance. A user of the portable terminal sends a schedule and travel plan to the travel server, in advance. On the day of travel, the travel server sends information, such as event information 201 corresponding to the destination, to the portable terminal. The travel server can also send accommodation information 202, such as hotel reservation information, when a user approaches the destination. In addition, the travel server can send restaurant information 203 to the portable

terminal as the user approaches a destination, such as parking location 307, a crowding condition of the parking 308, and other parking area 309. See Fig. 2, page 15, line 9 to page 16, line 1. In short, the timing of the information (such as event information 201, accommodation information 202, and restaurant information 203) sent by the travel server depends on location information of the portable terminal and time information programmed in advance.

Richton does not teach or suggest that the timing of transmission of the travel data depends on both of location information of the portable terminal and the time information programmed in advance as recited in independent claim 1. Elsey et al. does not cure the deficiencies of Richton, in that Elsey also fails to teach or suggest the recited feature.

Elsey et al. is directed to delivery of appointments information to a user. An appointment record concerning a future event is automatically incorporated into the user's calendar once it is successfully planned. A server 28 may be programmed to send a reminder notification to a user prior to his/her appointment. See Abstract and paragraph [0095].

Elsey et al. does not teach or suggest that the timing of transmission of the travel data depends on both of location information of the portable terminal and the time information programmed in advance. Elsey et al. merely discloses sending a reminder notification to a user prior to his/her appointment. Elsey et al. does not teach or suggest that the reminder notification sent to the user is also based on the location information of the portable terminal.

For at least the foregoing reasons, claim 1 and claims 2-7 depending therefrom are patentable over Richton and Elsey et al.

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PATENT

### CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 650-326-2400.

Respectfully submitted,



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